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05-05-04

1652

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John W. Babich, et al.	Art Unit:	1652
Serial No: 10/077,475	Attorney Docket No.	BSA-007.02
Filed: February 15, 2002	Examiner:	C. Patterson
For: Matrices for Drug Delivery and Methods of Making and Using the Same		

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. §1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

May 4, 2004

Date of Signature
and of Mail Deposit

Shirine Darvish

Shirine Darvish

Commissioner for Patents

P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR A FIVE-MONTH EXTENSION OF TIME

Dear Sir:

Applicants hereby petition for a five-month extension of time, from December 4, 2003 up to and including May 4, 2004, pursuant to 37 C.F.R. 1.1.36(a) for the filing of a response to an Notice of Incomplete Reply mailed November 4, 2003 in the above-identified application. A check for \$1390.00 is enclosed, which is intended to cover both the extension of time fee of \$1,005.00 as well as the continuation application fee of \$385.00.

05/06/2004 SZEWDIE1 00000033 10077475

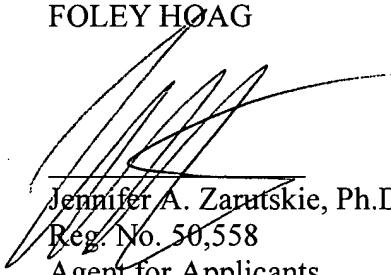
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Applicants have concurrently filed a continuation application in order to pursue the non-elected claims presented in the amendment filed on 9/15/03. Thus, this petition has been filed in order to maintain pendency of the parent application.

The Commissioner is hereby authorized to charge any under-payments or credit any overpayments to our Deposit Account No. **06-1448, Reference BSA-007.02.**

Respectfully submitted,
FOLEY HOAG



Jennifer A. Zaratskie, Ph.D.
Reg. No. 50,558
Agent for Applicants

May 4, 2004
Patent Group
Foley Hoag LLP
155 Seaport Blvd.
Boston, MA 02210-2600
Tel: (617) 832-1000
FAX: (617) 832-7000
Customer Number 25181

18334 U.S.PTO
05404

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1005

Complete if Known	
Application Number	10/077,475
Filing Date	February 15, 2002
First Named Inventor	John W. Babich
Examiner Name	C. Patterson
Art Unit	1652
Attorney Docket No.	BSA-007.02

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																																																																																
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**or number previously paid, if greater. For Reissues, see above

SUBMITTED BY		Complete (if applicable)			
Name (Print/Type)	Jennifer A. Zaruskie, P.I.D.	Registration No. (Attorney/Agent)	50,558	Telephone	617-832-1000
Signature				Date	May 4, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.